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4 UNITED STATES DISTRICT COURT  
5 DISTRICT OF NEVADA  
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7 ARTHUR GREGORY LUNDEEN, IV, et al., )  
8 Plaintiffs, )  
9 vs. )  
10 BANK OF NEW YORK MELLON )  
11 CORPORATION, )  
12 Defendant. )

Case No. 2:17-cv-01981-JAD-CWH  
**ORDER**


13 This matter is before the court on the issue of whether Plaintiffs intend to represent  
14 themselves or retain a new attorney.

15 On August 24, 2017, the court entered an order (ECF No. 8) that denied without prejudice  
16 the parties' stipulation to extend time for Defendant Bank of New York Mellon Corporation to file  
17 a responsive pleading on the grounds that Plaintiffs' attorney, Fred W. Kennedy, is not authorized  
18 to appear before this court. The court ordered Mr. Kennedy to serve a copy of the order on  
19 Plaintiffs and to file proof of that service by August 31, 2017. (*Id.*) The court further ordered the  
20 Plaintiffs to file a notice advising the court whether they will represent themselves or retain a new  
21 attorney. (*Id.*)

22 On September 5, 2017, the court's order (ECF No. 8), which was served on Mr. Kennedy at  
23 528 South Casino Center Boulevard, Suite 310, Las Vegas, Nevada, 89101, was returned as  
24 undeliverable. (Mail Returned as Undeliverable (ECF No. 9).) Today, the court re-mailed the  
25 order to Mr. Kennedy at 719 South 6th Street, Las Vegas, Nevada, 89101, which is the address  
26 listed on the parties' stipulation (ECF No. 7). Given that Mr. Kennedy did not receive the court's  
27 previous order, the court will amend the deadlines in that order as follows:  
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- By September 18, 2017, Mr. Kennedy must serve a copy of the court's previous order (ECF No. 8) and this order on Plaintiffs and file proof of that service.
- By October 10, 2017, Plaintiffs must (1) file a notice advising the court that they will represent themselves or (2) retain an attorney, who must file a notice of appearance by that date.

DATED: September 11, 2017

  
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**C.W. Hoffman, Jr.**  
**United States Magistrate Judge**